

# **EXHIBIT E**

<b>ATTORNEY TIME RECORDS - K. Coughlin - <i>Cesario v. BNI</i></b>			
From March 30, 2007 to present			
<b>DATE</b>	<b>WORK DONE</b>	<b>TIME</b>	<b>FEE</b>
3/30/2007	Review materials provided by NYLAG re: Cesario case; confer with L. Fentonmiller re: same	1.5	\$502.50
4/2/2007	Review questions drafted by L. Fentonmiller in preparation for discussion with E. Goldstein (NYLAG); confer with E. Goldstein re: same; review materials from E. Goldstein re: wage and hour laws, etc.	1	\$335.00
4/19/2007	Review draft complaint	0.5	\$167.50
5/1/2007	Review sample retention letter from NYLAG and draft retention letter for Mr. Cesario	1	\$335.00
5/2/2007	Review draft questions, pleadings, retainer letter in preparation for today's meeting with Mr. Cesario; meet with J. Cesario, E. Goldstein, E. Toribio and J. Murphy re facts of Mr. Cesario's case	4	\$1,340.00
5/3/2007	Confer with L. Fentonmiller and J. Murphy in follow-up to meeting with Mr. Cesario	0.5	\$167.50
5/7/2007	Confer with team in preparation for May 9 meeting with Mr. Cesario; confer with J. Murphy and L. Fentonmiller re preparing table re Mr. Cesario's contracts and payments received	2	\$670.00
5/9/2007	Participate in meeting with J. Cesario, E. Goldstein and J. Murphy; confer with team in follow-up to same; review draft tables reflecting Mr. Cesario's contracts and payments received	3.5	\$1,172.50
5/11/2007	Review notes re 5/9 meeting with J. Cesario; confer with L. Fentonmiller re: same; revise memo to file to reflect additional information collected during same	2	\$670.00
5/22/2007	Review notes, materials, etc. in preparation for today's meeting with Mr. Cesario; confer with team re: same; meet with Mr. Cesario, E. Toribio, E. Goldstein and J. Murphy re Mr. Cesario's case (collecting facts, etc.)	3	\$1,005.00
5/23/2007	Review notes re: yesterday's meeting and update memo to file	1	\$335.00
6/1/2007	Confer with team re F. Martinez's response to questions re: his BNI employment and other issues	0.75	\$251.25
6/28/2007	Confer with E. Goldstein and J. Murphy in preparation for meeting with F. Martinez; draft questions/topics to discuss during same; meet with Mr. Cesario and team	3	\$1,005.00
7/7/2007	Draft complaint	0.5	\$167.50
7/9/2007	Continue to draft and edit complaint	0.5	\$167.50
7/10/2007	Continue drafting complaint	1	\$335.00
7/24/2007	Review and edit draft complaint; confer with L. Fentonmiller and E. Goldstein re: same	0.75	\$251.25
8/5/2007	Continue to draft and edit complaint; conduct research and review cases and statutes re: same	2	\$670.00
8/6/2007	Continue to draft and edit complaint and review statutes re: same	2	\$670.00
8/8/2007	Continue to draft and edit complaint and review statutes, etc. re: same	3.5	\$1,172.50
8/16/2007	Review E. Goldstein's edits to draft complaint	0.25	\$83.75

9/13/2007	Continue to review and edit complaint; confer with team re: same and re: preparation for tonight's meeting with clients; meet with clients and E. Toribio to review complaint	4	\$1,340.00
9/17/2007	Confer with L. Fentonmiller and J. Murphy re: damages allegations and other issues re: complaint; continue to draft and edit complaint; conduct research re: elements of contract and quantum meruit claims	3.5	\$1,172.50
9/19/2007	Confer with L. Fentonmiller re: draft complaint and damages allegations	0.5	\$167.50
10/1/2007	Review, edit and finalize complaint; confer with J. Murphy, E. Goldstein and S. Williams re: tasks to be completed for filing same (supporting documents, etc.)	2	\$670.00
10/10/2007	Confer with J. Murphy re: effecting service of complaint on Defendants; review statutes and treatises re: same	1.5	\$502.50
10/25/2007	Confer via email with B. Costello (Albany attorney) re: facilitating service of process on BNI via Secretary of State; confer with J. Murphy on process server bills	1	\$335.00
10/31/2007	Draft cover letter to SDNY clerk enclosing proof of service on BNI and M. Abdur-Rahim; review rules and procedures for same; confer with J. Murphy and K. Morrison re: filing proofs of service with court; draft email to J. Jachman (intern) re: research project	1.25	\$418.75
11/2/2007	Finalize proofs of service of summons and complaint on BNI and M. Abdur-Rahim and cover letter to court clerk re: same; confer with K. Morrison re: filing hard copies of same; file same via ECF	1.25	\$418.75
11/7/2007	Confer in email and in person with J. Jachman and team re: research re: effecting service on Musa	0.5	\$167.50
11/8/2007	Confer with J. Murphy re: attempt to service Musa	0.25	\$83.75
12/4/2007	Confer with J. Murphy and review research materials re: effecting service on defendant Musa	1	\$335.00
12/10/2007	Review research, internal correspondence, etc., on effecting service on defendant Musa	0.25	\$83.75
12/12/2007	Review cases and other authorities re: satisfying "nail and mail" service requirements re: defendant Musa; draft email to J. Murphy re: issues to address in his affidavit of same	1	\$335.00
12/24/2007	Review Rule 16 conference order and other materials re same and edit draft letter to defendants advising them of same	1	\$335.00
12/26/2007	Confer with J. Murphy re: advising Defendants of Rule 16 conference; conduct research and review J. Stanton's order re: same; continue to draft letters to defendants and J. Stanton re: same; review, edit and draft email to J. Murphy re: his affidavit of service on defendant Musa.	3	\$1,005.00
12/28/2007	Draft letter to Defendant Musa, conduct research and confer with J. Murphy re: service of complaint on Musa; draft letter to J. Stanton providing copies of notices to defendants re Rule 16(b) conference; continue to review and edit J. Murphy's affidavit of service of complaint on Musa.	3	\$1,005.00
1/2/2008	Review, edit and confer with J. Murphy re: documents to file re: service on defendant Musa of summons and complaint	1	\$375.00
1/3/2008	ECF file return of service of summons an complaint on defendant Musa; draft email memorandum to team re: same	0.5	\$187.50

1/4/2008	Draft letter to J. Stanton re: defendants' failure to appear and seeking guidance re: January 11, 2007 Rule 16 conference; confer with J. Murphy re: submitting same	1.75	\$656.25
1/7/2008	Confer with E. Goldstein re: procedures for seeking default judgment and enforcement of same in preparation for Friday's conference with the court	0.75	\$281.25
1/8/2008	Review rules and J. Stanton's procedures in preparation for Rule 16 conference on Friday	1	\$375.00
1/10/2008	Confer with L. Fentonmiller, E. Goldstein and J. Murphy and review various documents and materials in preparation for tomorrow's conference before J. Stanton	2	\$750.00
1/30/2008	Review materials in preparation for drafting default motion papers; confer via email with E. Goldstein re: same	1.5	\$562.50
2/4/2008	Review and confer with E. Goldstein re: draft declaration of J. Cesario; confer with E. Goldstein, J. Murphy and E. Toribio re: tomorrow's conference call with clients; continue to edit papers in support of request for entry of default	1	\$375.00
2/5/2008	Review various correspondence and documents in preparation for this evening's conference call with clients; confer with J. Murphy re: tasks in preparation for filing request for entry of default; participate in said conference call	2.25	\$843.75
2/7/2008	Finalize and file papers in support of request for entry of default; confer with J. Murphy re: same (re: logistics of providing courtesy copies to J. Stanton and service copies to defendants, edits to documents, etc.); draft cover letter to J. Stanton providing courtesy copies and email to Orders and Judgments clerk providing proposed certificate of default	2.25	\$843.75
2/11/2008	Review cases on default judgment standards	1	\$375.00
7/8/2008	Confer with J. Stanton's law clerk re: status of case and J. Stanton's request for Certificate of Default	0.25	\$93.75
7/11/2008	Draft letter to J. Stanton providing Certificate of Default; confer with J. Murphy re: serving same	0.75	\$281.25
7/21/2008	Review J. Gorenstein's order setting schedule for damages inquest	0.25	\$93.75
8/29/2008	Draft email to E. Toribio re: setting up meeting with clients to review papers to be filed in connection with damages inquest	0.25	\$93.75
8/30/2008	Review case law, documents and other materials in preparation for drafting inquest submission	0.25	\$93.75
9/4/2008	Review draft papers, case law and other materials related to damages inquest submission; confer via email with E. Toribio and J. Murphy re: meeting with clients re: same	0.5	\$187.50
9/5/2008	Draft and review damages inquest papers; review case law and other materials re: same, draft email to E. Devins re: Tuesday meeting with clients re: same	3	\$1,125.00
9/6/2008	Continue drafting damages inquest papers and reviewing statutes, case law and other materials re: same; confer with team re: same	7	\$2,625.00
9/7/2008	Continue drafting damages inquest papers and reviewing materials re: same; confer with team re: same	6	\$2,250.00
9/8/2008	Continue drafting damages inquest papers and reviewing materials re: same; confer with team re: same	5.5	\$2,062.50

9/9/2008	Continue drafting damages inquest papers and reviewing materials re: same; confer with team re: same; finalize plaintiffs' declarations in support of motion for default judgment and damages calculation spreadsheets; meet with clients to review and sign said declarations	6	\$2,250.00
	<b>TOTAL</b>	<b>104</b>	<b>\$36,630.00</b>

<b>ATTORNEY TIME RECORDS - E. Goldstein - Cesario v. BNI</b>			
From January 16, 2007 to present			
<b>DATE</b>	<b>WORK DONE</b>	<b>TIME</b>	<b>FEE</b>
1/16/2007	Draft intake questions for client meeting	0.25	\$87.50
1/29/2007	meeting with Javier Cesario (JC)	1.33	\$465.50
1/24/2007	draft fact memo to file	0.67	\$234.50
1/24/2007	draft fact memo to file	1	\$350.00
1/24/2007	telephone call to general contractor at JC's former worksite	0.08	\$28.00
1/24/2007	draft demand letter and damage calculation for JC	0.67	\$234.50
1/25/2007	draft demand letter and damage calculation for JC	0.5	\$175.00
1/25/2007	telephone call to JC re: next steps	0.8	\$28.00
2/5/2007	edit and revise demand letter	0.8	\$28.00
2/28/2007	telephone call to JC re: case update	0.8	\$28.00
3/2/2007	telephone call to BNI - left detailed voicemail message	0.8	\$28.00
3/6/2007	telephone call to BNI - left detailed voicemail message	0.8	\$28.00
3/19/2007	telephone call to JC re: case update	0.8	\$28.00
4/2/2007	draft email to co-counsel, Kerin Coughlin (KC)	0.8	\$28.00
4/2/2007	telephone call to co-counsel, KC re: case strategy	0.5	\$175.00
4/2/2007	compiling relevant documents for KC	0.17	\$59.50
4/2/2007	telephone call to JC re: update	0.08	\$28.00
4/17/2007	telephone call to Laura Fentonmiller (LF) re: case strategy	0.42	\$147.00
4/18/2007	draft email to LF re: strategy and mechanics liens	0.17	\$59.50
4/23/2007	draft email to LF and KC re: next meeting agenda	0.08	\$28.00
5/2/2007	draft email to KC re: case	0.08	\$28.00
5/2/2007	meeting with KC and JC re: allegations in the complaint	2.17	\$759.50
5/2/2007	meeting with KC re: strategy	0.17	\$59.50
5/3/2007	telephone call with LF re: additional plaintiff	0.08	\$28.00
5/9/2007	review memo to file	0.25	\$87.50
5/9/2007	review memo to file	0.25	\$87.50
5/9/2007	legal research re: contacting former employees	0.17	\$59.50
5/9/2007	meeting with KC and JC re: reviewing allegations in complaint	2.5	\$875.00
5/22/2007	reviewing KC memo re: case	0.33	\$115.50
5/22/2007	draft outstanding questions list	0.25	\$87.50
5/22/2007	telephone call with co-counsel re: outstanding issues and case strategy	0.42	\$147.00
5/22/2007	meeting with co-counsel and JC re: fact-gathering	1.75	\$612.50
6/6/2007	telephone to LF re: case update	0.08	\$28.00
6/7/2007	telephone call to LF re: damage calculation	0.33	\$115.50
6/9/2007	edit and revise damage calculation	1.58	\$553.00
6/11/2007	left detailed voicemail message for LF	0.08	\$28.00
6/25/2007	draft questions for potential interview with former JC supervisor	0.25	\$87.50
6/26/2007	left detailed voicemail message for former supervisor	0.08	\$28.00
6/26/2007	telephone call to former general contractor supervisor	0.08	\$28.00
6/28/2007	meeting with Fernando Martinez (FM) re: fact gathering for complaint	1.33	\$465.50
7/24/2007	review draft complaint	0.42	\$147.00
7/25/2007	edit and revise draft complaint	0.75	\$262.50
8/14/2007	edit and revise complaint	0.42	\$147.00
8/15/2007	edit and revise complaint	0.33	\$115.50

8/30/2007	draft email to KC re: update	0.08	\$28.00
9/10/2007	review almost final complaint	0.33	\$115.50
9/18/2007	review final complaint	0.17	\$59.50
10/16/2007	investigate property records of defendants	0.33	\$115.50
10/16/2007	draft email to KC re: service of process	0.17	\$59.50
1/10/2008	telephone call to co-counsel re: upcoming hearing	0.42	\$147.00
1/11/2008	waiting for initial conference in SDNY	0.25	\$87.50
1/11/2008	initial conference before Judge Stanton	0.08	\$28.00
1/16/2008	legal research re: damage inquests	0.33	\$115.50
1/30/2008	prepare time records for default motion	1.33	\$465.50
1/31/2008	Draft damage chart re default motion	0.5	\$175.00
2/1/2008	Review fact memos	0.58	\$203.00
2/1/2008	Edit and revise damage calculations for default motion	0.92	\$322.00
2/1/2008	Edit and revise damage calculations for default motion	0.5	\$175.00
2/1/2008	Draft Cesario declaration	0.67	\$234.50
2/4/2008	Edit and revise Cesario declaration	0.25	\$87.50
2/4/2008	Email to co-counsel re conference call with plaintiffs	0.08	\$28.00
2/5/2008	Telephone call with co-counsel and plaintiffs re declaration	0.83	\$290.50
2/8/2008	Edit and revise Cesario declaration	0.25	\$87.50
2/14/2008	Email to KC re declaration edits	0.08	\$28.00
2/14/2008	review default documents, declaration edits	0.25	\$87.50
	<b>TOTAL</b>	<b>34.07</b>	<b>\$10,160.50</b>

ATTORNEY TIME RECORDS - L. Fentonmiller - Cesario v. BNI			
From March 20, 2007 to present			
DATE	WORK DONE	TIME	FEE
3/20/2007	Review documents from E. Goldstein (demand letter, damages calculation, legal memo)	1	\$350.00
3/23/2007	Legal research re: remedies	0.5	\$175.00
3/27/2007	Review case materials; draft complaint re: same	1	\$350.00
3/30/2007	Review case materials; draft complaint re: same; conference with K. Coughlin re: same	2	\$700.00
4/18/2007	Review and revise complaint	1	\$350.00
5/22/2007	Review memos and tables re: meetings with client; teleconference with K. Coughlin and E. Goldstein re: same	1	\$350.00
6/6/2007	Calculate wage payments due	1	\$350.00
6/11/2007	Teleconference with E. Goldstein re draft damage calculations; review same; review FLSA regulations re: same	1	\$350.00
7/24/2007	Review and revise complaint; confer with K. Coughlin re: same	1	\$350.00
7/25/2007	Review NYLAG edits to complaint	1	\$350.00
9/17/2007	Confer with K. Coughlin re: damage calculations	0.25	\$87.50
9/18/2007	Review changes to complaint, communicate with K. Coughlin re: same	1	\$350.00
10/9/2007	Review judge's order; confer with co-counsel re: same	0.5	\$175.00
	<b>TOTAL</b>	<b>12.25</b>	<b>\$4,287.50</b>



<b>ATTORNEY TIME RECORDS - J. Murphy - <i>Cesario v. BNI</i></b>			
From May 2, 2007 to present			
<b>DATE</b>	<b>WORK DONE</b>	<b>TIME</b>	<b>FEE</b>
5/2/2007	Attend client meeting with K. Coughlin, E. Toribio, client J. Cesario and E. Goldstein of NYLAG	1	\$125.00
7/23/2007	Research steps required to start the Cesario action in the district court and check for proper format of papers	1.5	\$187.50
9/19/2007	Research particular statute used in the complaint to be filed in this case for accuracy and completeness	1.5	\$187.50
10/2/2007	Draft civil cover sheet and multiple summons for filing of complaint in the Southern District of New York	1	\$125.00
10/3/2007	Prepare cover letter to provide to process server to serve summons and complaint upon defendants	0.5	\$62.50
10/11/2007	Research New Jersey rules of civil procedure re: service of process and confer with K. Coughlin re: same	1	\$125.00
10/24/2007	Draft letter to Dept. of State for K. Coughlin review re: service of process of BNI Construction, Inc.	1	\$125.00
10/30/2007	Personally serve defendant Mikial Abdur-Rahim at the offices of BNI Construction, Inc. at 300 W. 147th St.	1	\$125.00
10/31/2007	Prepare return of service forms for K. Coughlin to upload to ECF	0.5	\$62.50
11/8/2007	Prepare copy set of summons and complaint for Musa of BNI Construction, Inc.; travel to Coney Island to attempt service on same	2	\$250.00
12/4/2007	Draft return of service to be filed via ECF of remaining defendants for K. Coughlin review	0.5	\$62.50
12/12/2007	Prepare copies of the summons and complaint to be served upon the remaining defendants in case; travel to defendant's place of business and serve process through "nail and mail"; prepare additional copies of same to mail to defendant; confer with K. Coughlin on affidavit of service and requirements of completion	2.75	\$343.75
12/13/2007	Draft the affidavit of service detailing all attempts at serving remaining defendant in case for K. Coughlin review; prepare certificate of service to be filed by ECF by K. Coughlin	1.5	\$187.50
12/27/2007	Review black-lined affidavit of service re: service of process to Musa and make corrections for K. Coughlin review; retrieve copies of the attempted affidavits of service for inclusion in filing on 12/28/07 with Judge Stanton	1	\$125.00
1/4/2008	Prepare copies of letter addressed to Judge Stanton for mailing to all three defendants re: rule 16 conference and failure to appear; transport original of same to the southern district courthouse	1.75	\$280.00
1/10/2008	Review hard files and prepare copies of multiple correspondence and court documents for K. Coughlin to use in rule 16 conference before Judge Stanton on 1/11/08	1	\$160.00
2/12/2008	Prepare copy of certificate of default and transport to district court to the attention of the order and judgments clerk for K. Coughlin	1.75	\$280.00

7/11/2008	Prepare letter with enclosed certificate of default for Judge Stanton and transport to district court	1.25	\$200.00
	<b>TOTAL</b>	<b>22.5</b>	<b>\$3,013.75</b>